

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: William MacLure	Team: Squad #6	CCRB Case #: 201902684	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Wednesday, 03/20/2019 10:00 AM	Location of Incident: § 87(2)(b)	Precinct: 42	18 Mo. SOL 9/20/2020	EO SOL 5/7/2021	
Date/Time CV Reported Wed, 03/27/2019 2:30 PM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Wed, 03/27/2019 2:30 PM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Witness(es)	Home Address
§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. LT Frederick Reyes	00000	927805	NARCB BX
2. DT3 Jose Cintron	4861	946638	NARCB BX

Officer(s)	Allegation	Investigator Recommendation
A.DT3 Jose Cintron	Abuse: Detective Jose Cintron entered § 87(2)(b) in the Bronx.	§ 87(2)(b)
B.DT3 Jose Cintron	Abuse: Detective Jose Cintron searched § 87(2)(b) in the Bronx.	§ 87(2)(b)
C.DT3 Jose Cintron	Abuse: Detective Jose Cintron failed to provide § 87(2)(b) with a business card.	§ 87(2)(b)
D.LT Frederick Reyes	Abuse: Lieutenant Frederick Reyes failed to provide § 87(2)(b) with a business card.	§ 87(2)(b)

Case Summary

On March 27, 2019, § 87(2)(b) filed this complaint with the CCRB over the phone.

On March 20, 2019, at approximately 10:00 a.m., Det. Jose Cintron of Bronx Narcotics executed a search warrant at § 87(2)(b)'s home, located at § 87(2)(b), in the Bronx (**Allegations A and B: Abuse of Authority**, § 87(2)(g) Det. Cintron and the supervisor of the search, Lt. Frederick Reyes did not provide business cards to § 87(2)(b) (**Allegations C and D: Abuse of Authority**, § 87(2)(g) § 87(2)(b) was not arrested or issued a summons.

There was no video footage of this incident.

Findings and Recommendations

Allegation (A) Abuse of Authority: Detective Jose Cintron entered § 87(2)(b), in the Bronx.

Allegation (B) Abuse of Authority: Detective Jose Cintron searched § 87(2)(b), in the Bronx.

On March 20, 2019, at approximately 10:00 a.m., officers including Det. Cintron, of Bronx Narcotics, entered and searched § 87(2)(b), in the Bronx, pursuant to Bronx County Search Warrant § 87(2)(b) which was signed by the § 87(2)(b) on § 87(2)(b), and was valid at the time of execution (Board Review 01).

Officers may enter and search a location for which they have a valid search warrant, and may do so without providing notice of their authority and purpose NYS Criminal Procedure Law Section 690.05, "Search Warrants" (Board Review 08).

§ 87(2)(g)

Allegation (C) Abuse of Authority: Detective Jose Cintron failed to provide § 87(2)(b) with a business card.

Allegation (D) Abuse of Authority: Lieutenant Frederick Reyes failed to provide § 87(2)(b) with a business card.

§ 87(2)(g)

It is undisputed that Det. Cintron and Lt. Reyes did not provide a business card to § 87(2)(b). It is undisputed that § 87(2)(b) was not arrested during this incident.

§ 87(2)(b) (Board Review 02) stated that Det. Cintron told him that he would return with his information, and that of the other officers who entered and searched the apartment. Det. Cintron did not return to the location after executing the search warrant. Det. Cintron and Lt. Reyes did not provide business cards to § 87(2)(b).

Det. Cintron (Board Review 03) never provided a business card to § 87(2)(b) nor did he offer one to him. Det. Cintron did not hear any officer offer § 87(2)(b) a business card. Det. Cintron did not tell § 87(2)(b) he would return to the apartment with his information.

Lt. Reyes (Board Review 04) never provided a business card to § 87(2)(b) nor did he offer one to him. Lt. Reyes was not aware of any officer offering § 87(2)(b) a business card.

During a law enforcement activity, including a home search, that does not result in arrest or summons, officers shall offer a business card to the person, NYC Administrative Code Section 14-174, “Identification of Police Officers” (Board Review 05).

§ 87(2)(g)
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED].

Civilian and Officer CCRB Histories

- This is the first CCRB complaint to which § 87(2)(b) has been a party (Board Review 06).
- Lt. Reyes has been a member-of-service for 18 years and has been a subject in nine CCRB complaints and 21 allegations, none of which were substantiated. § 87(2)(g)
[REDACTED].
- Det. Cintron has been a member of service for 11 years and has been a subject of seven CCRB complaints and 21 allegations, of which two were substantiated.
 - CCRB Case 201704486 involved substantiated allegations of premises entered/searched and threat to damage/seize property against Det. Cintron. The board recommended charges. In the APU trial, Det. Cintron was found guilty and forfeited 15 vacation days for the entry/search allegation. Det. Cintron was found not guilty and received no penalty for the threat to damage/seize property allegation.

Mediation, Civil and Criminal Histories

- § 87(2)(b) declined to mediate this complaint.
- § 87(2)(b) filed a Notice of Claim with the City of New York claiming personal injuries, mental distress, pain and suffering, economic damages, attorney’s fees, loss of earnings potential, damage to character and reputation, and other damages, and seeking one million dollars as redress (Board Review 07).
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]
[REDACTED]

Squad No.: _____

Investigator: _____
Signature Print Title & Name Date

Squad Leader: _____
Signature Print Title & Name Date

Reviewer: _____
Signature Print Title & Name Date